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8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
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11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 LUIS MIGUEL MENDOZA PRADO,
15 Defendant.
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CASE NO. 2:20-CR-00046-TLN

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER

DATE: April 2, 2020
TIME: 9:30 a.m.
COURT: Hon. Troy L. Nunley

17 **STIPULATION**

18 Plaintiff United States of America, by and through its counsel of record, and the defendant, by
19 and through the defendant's counsel of record, hereby stipulate as follows:

- 20 1. By previous order, this matter was set for status on April 2, 2020.
- 21 2. By this stipulation, the defendant now moves to continue the status conference until May
22 21, 2020, at 9:30 a.m., and to exclude time between April 2, 2020, and May 21, 2020, under Local Code
23 T4.
- 24 3. The parties agree and stipulate, and request that the Court find the following:
- 25 a) The government previously provided discovery associated with this case that
26 includes over 500 pages of documents, and recently extended a proposed plea agreement for the
27 defendant's consideration. The United States Probation Office also recently completed a Pre-
28 Plea Presentence Investigation Report and distributed it to counsel for the government and the

1 defendant.

2 b) Defense counsel desires additional time to review discovery and the Pre-Plea
3 Presentence Investigation Report, conduct legal research, and consult with the defendant
4 regarding case strategy and potential resolution. The additional time requested via this
5 stipulation for attorney-client consultation is appropriate because the defendant is detained.

6 c) Defense believes that failure to grant the above-requested continuance would
7 deny her the reasonable time necessary for effective preparation, taking into account the exercise
8 of due diligence.

9 d) The government does not object to the continuance.

10 e) Accordingly, the parties agree and stipulate that the ends of justice served by
11 continuing the case as requested outweigh the interest of the public and the defendant in a trial
12 within the original date prescribed by the Speedy Trial Act.

13 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
14 et seq., within which trial must commence, the parties agree that the time period of April 2, 2020
15 to May 21, 2020, inclusive, is excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local
16 Code T4].

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2 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
3 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
4 must commence.

5 IT IS SO STIPULATED.

8 Dated: March 24, 2020

McGREGOR W. SCOTT
United States Attorney

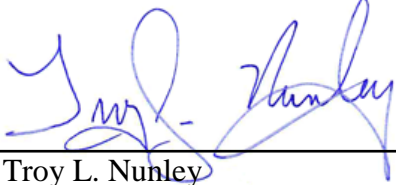
10 /s/ SAM STEFANKI
11 SAM STEFANKI
Assistant United States Attorney

13 Dated: March 24, 2020

14 /s/ MEGAN HOPKINS
MEGAN HOPKINS
Counsel for Defendant
LUIS MIGUEL MENDOZA PRADO

18 **FINDINGS AND ORDER**

19 IT IS SO FOUND AND ORDERED this 25th day of March, 2020.

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24 Troy L. Nunley
United States District Judge